

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 3810 OF 2006
IN
APPEAL (LODG) NO. 449 OF 2006
IN
NOTICE OF MOTION NO. 2992 OF 2003
IN
SUIT NO. 3181 OF 2003

Shantibhai J. Shah

] .. Appellant
(Ori.Def.No.1.)

Versus

1. Kanchangauri K. Vakharia & 5 ors.

] .. Respondents
(Ori.Plrtff. and
Def.Nos.2 to 6)

Ms. R.D. Suryavanshi for the appellant.

CORAM: R.M. LODHA, &
S.A. BOBDE, JJ.

DATED: 28TH NOVEMBER, 2006

P.C. :

. Heard Mr. R.D. Suryavanshi, the counsel for
the appellant.

2. Nobody appears for the respondents despite
service.

3. The Appeal suffers from delay of 12 days. The
Affidavit in support of the Notice of Motion

sufficiently explains the delay.

4. We, accordingly, condone the delay in filing the Appeal.

5. Office is directed to process the Appeal and post it for admission as soon as it is numbered.

. Notice of Motion stands disposed of.

Sd/-
[R.M. LODHA, J.]

Sd/-
[S.A. BOBDE, J.]